

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

BRETT BOND,

Plaintiff,

V.

UNION PACIFIC RAILROAD,

Defendant.

CASE NO. 4:10CV3173

MEMORANDUM AND ORDER

This matter is before the court on its own motion. The above-captioned matter was provisionally filed on August 27, 2010. (Filing No. [1](#).) However, the Complaint cannot be further processed until certain technical defects are corrected. To assure further consideration of the Complaint, Plaintiff must correct the defect listed below. **FAILURE TO CORRECT THE DEFECT WILL RESULT IN DISMISSAL OF THE COMPLAINT.**

To proceed with this matter, Plaintiff must submit a signed request to proceed in forma pauperis and an affidavit of poverty in support thereof, or tender the \$350.00 filing fee to the Clerk of the court. If Plaintiff chooses to submit a request to proceed in forma pauperis, the enclosed pauper's forms should be completed and returned to this court.

IT IS THEREFORE ORDERED that:

1. Plaintiff must submit a signed application to proceed in forma pauperis, or pay the \$350.00 filing fee, on or before October 1, 2010.
2. Failure to comply with this Memorandum and Order will result in the dismissal of this matter without further notice.
3. The Clerk of the court is directed to send Plaintiff the Form AO240, Application to Proceed Without Prepayment of Fees and Affidavit.

4. The Clerk of the court is directed to set a pro se case management deadline in this matter with the following text: October 1, 2010: Check for MIFP or payment.

DATED this 1st day of September, 2010.

BY THE COURT:

s/Laurie Smith Camp
United States District Judge

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